

**AMENDMENT TO H.R. 627, AS REPORTED
OFFERED BY MR. PATRICK MURPHY OF
PENNSYLVANIA AND MR. PETRI OF WISCONSIN**

After section 8, insert the following new section (and
redesignate subsequent sections accordingly):

1 SEC. 9. COLLEGE CREDIT CARD AGREEMENTS.

2 (a) IN GENERAL.—Section 127B of the Truth in
3 Lending Act is amended by inserting after subsection (p)
4 (as added by section 6) the following new subsection:

5 “(q) COLLEGE CARD AGREEMENTS.—

6 “(1) DEFINITIONS.—For purposes of this sub-
7 section, the following definitions shall apply:

8 “(A) COLLEGE AFFINITY CARD.—The term
9 ‘college affinity card’ means a credit card issued
10 by a credit card issuer under an open end con-
11 sumer credit plan in conjunction with an agree-
12 ment between the issuer and an institution of
13 higher education, or an alumni organization or
14 foundation affiliated with or related to such in-
15 stitution, under which such cards are issued to
16 consumers who have an affinity with such insti-
17 tution, organization and—

1 “(i) the creditor has agreed to donate
2 a portion of the proceeds of the credit card
3 to the institution, organization, or founda-
4 tion (including a lump sum or 1-time pay-
5 ment of money for access);

6 “(ii) the creditor has agreed to offer
7 discounted terms to the consumer; or

8 “(iii) the credit card bears the name,
9 emblem, mascot, or logo of such institu-
10 tion, organization, or foundation , or other
11 words, pictures, or symbols readily identi-
12 fied with such institution, organization, or
13 foundation.

14 “(B) COLLEGE STUDENT CREDIT CARD AC-
15 COUNT.—The term ‘college student credit card
16 account’ means a credit card account under an
17 open end consumer credit plan established or
18 maintained for or on behalf of any college stu-
19 dent.

20 “(C) COLLEGE STUDENT.—The term ‘col-
21 lege student’ means an individual who is a full-
22 time or a part-time student attending an insti-
23 tution of higher education.

24 “(D) INSTITUTION OF HIGHER EDU-
25 CATION.—The term ‘institution of higher edu-

1 cation' has the same meaning as in section 102
2 of the Higher Education Act of 1965 (20
3 U.S.C. 1002).

4 “(2) REPORTS BY CREDITORS.—

5 “(A) IN GENERAL.—Each creditor shall
6 submit an annual report to the Board con-
7 taining the terms and conditions of all business,
8 marketing, affinity, and promotional agree-
9 ments with an institution of higher education,
10 or an alumni organization or foundation affili-
11 ated with or related to such institution, with re-
12 spect to any college student credit card issued
13 to a college student at such institution or any
14 college affinity card issued to any consumer
15 with respect to such institution, organization, or
16 foundation.

17 “(B) DETAILS OF REPORT.—The informa-
18 tion required to be reported under subpara-
19 graph (A) includes—

20 “(i) any memorandum of under-
21 standing between or among a creditor, an
22 institution of higher education, an alumni
23 association, or foundation that directly or
24 indirectly relates to any aspect of any
25 agreement referred to in such subpara-

1 graph or controls or directs any obligations
2 or distribution of benefits between or
3 among any such entities;

4 “(ii) the amount payments from the
5 creditor to the institution, organization, or
6 foundation during the period covered by
7 the report, and the precise terms of any
8 agreement under which such amounts are
9 determined; and

10 “(iii) the number of credit card ac-
11 counts covered by any such agreement that
12 were opened during the period covered by
13 the report and the total number of credit
14 card accounts covered by the agreement
15 that were outstanding at the end of such
16 period.

17 “(C) AGGREGATION BY INSTITUTION.—
18 The information reported under subparagraph
19 (A) shall be aggregated with respect to each in-
20 stitution of higher education or alumni organi-
21 zation or foundation affiliated with or related to
22 such institution.

23 “(3) REPORTS BY BOARD.—The Board shall
24 submit to the Congress, and make available to the
25 public, an annual report that lists the information

1 concerning credit card agreements submitted to the
2 Board under paragraph (2) by each institution of
3 higher education, alumni organization, or founda-
4 tion.”.

5 (b) AUDIT AND REPORT BY THE COMPTROLLER
6 GENERAL.—

7 (1) AUDIT.—At such times and in such manner
8 as the Comptroller General of the United States de-
9 termines to be appropriate, the Comptroller General
10 shall audit creditors and entities with whom credi-
11 tors have entered into arrangements that are subject
12 to the amendments made by subsection. to deter-
13 mine the manner and extent of such arrangements,
14 the accuracy of the reports made by creditors on
15 such arrangements, and the impact that these deals
16 have on credit card debt.

17 (2) REPORT.—The Comptroller General shall
18 periodically submit a report to the Congress on the
19 results of the audits conducted under paragraph (1),
20 together with such recommendations for administra-
21 tive or legislative action as the Comptroller General
22 determines to be appropriate.

